

1907-025 Chancery Causes: Josephine Daugherty vs. H. K. Daugherty
Lee Co.

Maness

CA-Divorce

To the Honorable H. A.W.Skeen, Judge of the Circuit Court
of Lee County, Virginia:

Humbly complaining your complainant Josephine Daugherty, would respectfully represent and show unto your Honor that she is now a citizen of the County of Lee and State of Virginia, and has been for more than one year before the institution of this suit; that she on the ___ day of _____, 190__ was married to one H.K.Daugherty; that they lived together as husband and wife for a short time; that during that time she was to her husband a good, dutiful and obedient wife, but that he on the contrary ~~mis~~ mistreated her often.

Your complainant alleges that her said husband wilfully deserted and abandoned her without cause and without her consent, and that said desertion, separation and abandonment has continued for more than three years before the institution of this suit; that your complainant and said defendant have not lived together nor cohabited together for more than three years.

Your Complainant alleges that the defendant H.K.Daugherty, her husband is a non-resident of the State of Virginia, and lives somewhere in the west.

The prayer of your complainant is that the said H.K.Daugherty be made a party defendant to this bill and answer the same but not on oath, that being waived; that an order of publication be posted and published against the defendant, who is a non-resident; that on a hearing, your complainant be divorced absolutely, a vinculo matrimonii from the said defendant, and your complainant prays for all other relief, generally, that the nature of her case may require, or to equity seem meet, and she will ever pray &c.

M. Y. Ealy

P.Q.

[Ely]

Josephine Daugherty
vs. Billie Chaney
H. K. Daugherty

1907 1st Feby Rules.
Bill filed, Sp. not
executed & cont'd
for O.P.

" 2nd Feby Rules
O.P. completed &
cause set for
hearing—

Costs:

Clerk	5.09
Shff.	
Printer	3.00
Jury	1.50
Atty.	15.00
Cornr.	.75
	<hr/>
	\$25.34

Josephine Daugherty, Plff.
against ~~EE~~ In Chancery -
~~EE~~

H. K. Daugherty Defendant,

This cause came on this day to be heard upon
the bill of plaintiff and depositions filed
therewith, order of publication duly posted
and published against the non-resident
defendant. H. K. Daugherty, and was argued
by counsel for the plaintiff.

On consideration of which the court being
of opinion that the allegations of plaintiff
has been proven, it is adjudged, ordered and
decreed that the contract of marriage now
existing between the plaintiff and defendant
be dissolved and that the said ^{Josephine Daugherty} ~~H. K. Daugherty~~
be forever divorced from the said ^{H. K.} ~~Sarah~~
~~Daugherty~~ his wife, a vinculo matrimonii,
and that the plaintiff pay the costs of this suit
and the cause is stricken from the docket,

Josephine Daugherty

vs. E. E. Deane -
E. E.

H. K. Daugherty

Entered in C. O. B. #

8, page 277 re.

Enter This

H. A. W. S. C. W.

May. 20th 1907

~~Feb. 25 1907~~

The deposition of C.F.Maness, taken before me Geo.P.Cridlin, a Commissioner in Chancery for the Circuit Court of Lee County, Virginia, at the law office of M.G.Ely, in the town of Jonesville, Lee County, Virginia, on the 18th day of February, 1907, which deposition is intended to be read as evidence in behalf of the plaintiff in a certain suit in Chancery now pending in the Circuit Court of Lee County, Virginia, in which Josephine Daugherty is plaintiff and H.K.Daugherty is defendant

Present M.G.Ely, attorney for plaintiff.

Q.1.-- State your age, residence, occupation and whether or not you are acquainted with the plaintiff and defendant in this cause.

A.-- I am 51 years old, reside on Blackwater, Lee County, Virginia, am a farmer, am acquainted with the parties to this suit.

Q.2.-- How long have you known them?

A.-- I have known them both for 30 years.

Q. 3.-- Please state whether or not the said plaintiff and defendant are now living together as husband and wife, and if not tell how long they have been separated, and anything you may know about the defendant abandoning the plaintiff, if he did abandon her.

A.-- Said parties do not now live together. The defendant left the plaintiff four years ago in next March. He left and went west somewhere, he said he was going to Idaho. He returned something like a year ago and staid a short time and then left again and said he was going to Missouri. He did not live with his wife while he was here the last time, and has not lived with her since he left here nearly four years ago. the said plaintiff is a resident of this County, and the said parties last lived together in this County.

And further this deponent saith not.

C. F. Maness

Virginia, Lee County, to-wit:

I, Geo.P.Cridlin, a Commissioner in Chancery for the Circuit Court of Lee County, Virginia do certify that the foregoing deposition of C.F.Maness, was taken sworn to, and subscribed, before me at the time, place and for the purpose in the caption mentioned.

Given under my hand this the 18th day of February, 1907.

Geo. P. Cridlin
Comissioner in Chancery.

Josephine Daugherty
vs. { In Cuy

H. K. Daugherty

Depositions

C. F. Mauss

Filed Feb. 18, 1907

H. C. P. Ewing Clerk.

Cour. fee 75¢

The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU, That you summon R. K. Daugherty

to appear at the Clerk's office of the Circuit Court of the County of Lee, at rules to be held for the said court, on
the 1st Monday in Feby., 1907, to answer a bill in chancery exhibited against him
by Josephine Daugherty

And have then there this writ. Witness, H. C. T. EWING, Clerk of our said Court, at the court-house, the 16
day of January, 1907, and 131 year of the Commonwealth.

A Copy, Teste:

H. C. T. Ewing, Clerk.

_____, Clerk.

Josephine Daugherty

VS

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SUBPOENA
IN
CHANCERY.

H. K. Daugherty

M. G. Goly, p. q

To 1st Feb'y. Rules.

Circuit Court.

1907

In the Clerk's Office of the Circuit Court of the county of Lee, on the 16th
day of January, 1907.

Josephine Daugherty,

against

Plaintiff

In Chancery.

S. K. Daugherty,

Defendant

The object of this suit is to obtain a divorce a vinculo matrimonii

And an affidavit having been made and filed that the defendant, S. K. Daugherty is

not ^a resident of the State of Virginia, it is ordered that he do appear here within fifteen days
after due publication hereof, and do what may be necessary to protect his interest in this suit. And it is
further ordered that a copy hereof be published once a week for four weeks in the Cunnington
News and that a copy be posted at the front door of the Courthouse of this county as prescribed
by law.

A copy—Teste:

M. G. Ely,

p. q.

S. C. J. Ewing,
By M. E. Hanau, D.C.

Clerk.

Josephine Daugherty

vs.

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ORDER OF
PUBLICATION

H. K. Daugherty,

Virginia, Lee County, to-wit:
I, H. C. J. Ewing, County
Clerk, do certify that I
posted a true copy of
the within order of pub-
lication at the front
door of the Court-house
of said County, on
this day.

Given under my
hand, this Jan. 16, 1907.
H. C. J. Ewing,
Clerk,

In the Clerk's Office of the Circuit Court of the County of
Lee.

Josephine Daugherty,
Plaintiff
against

H. K. Daugherty,
Defendant

This day M. G. Ely personally appeared
before me H. C. P. Ewing, Clerk of the said Court,
and being duly sworn, made oath that.....

H. K. Daugherty
defendant in the said suit ^{is} not resident of the State of Virginia,.....

Given under my hand as Clerk of the said Court, this 16th day of Jan., 1907.

H. C. P. Ewing, Clerk.

Josephine Daugherty.

VS

{ AFFIDAVIT FOR ORDER
OF
PUBLICATION

H. K. Daugherty.

M. G. G. G.

p. q.

Order Of Publication.

In the Clerk's Office of the Circuit Court of the county of Lee, on the 16th. day of January, 1907.

Josephine Daugherty, Plain. { In
 against { Chan
H. K. Daugherty, Def. { cery

The object of this suit is to obtain a divorce a vinculo matrimonii.

And an affidavit having been made and filed that the defendant, H. K. Daugherty is not a resident of the State of Virginia, it is ordered that he do appear here within fifteen days after due publication hereof, and do what may be necessary to protect his interest in this suit. And it is further ordered that a copy hereof be published once a week for four weeks in the Pennington News and that a copy be posted at the front door of the Courthouse of this county as prescribed by law.

A copy—Teste:

H. C. T. Ewing, Clerk. By M.
E. Flanary, D. C. M. G. Ely
p. q.

I hereby certify that the
~~that the~~ order of publication hereto
attached of Josephine Daugherty
against H. H. Daugherty was pub-
lished for four successive weeks
in the Pennington News, a weekly
Newspaper, published in Lee County
Virginia, beginning on the 18th
day of January, 1907, and ending
on the 8th day of February, 1907.
Given under my hand on this
the 14th day of Feb. 1907.
W. C. Hopkins Editor
The News.

Josephine Doughty

vs {

H. H. Doughty

Order of Publication

Filed Feb. 15 1907

J. C. D. Ewing,

Clerk.